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Docket No.: SPECBIC.017C3

**CUSTOMER NO. 20995**

Applicant : Minkow, et al.  
App. No. : 09/878,719  
Filed : June 11, 2001  
For : BICYCLE SADDLE WITH CUT OUT  
Examiner : Anthony D. Barfield  
Art Unit : 3636

## CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to the USPTO Central Fax No. (571) 273-8300 on the date shown below:

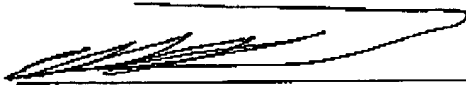
October 13, 2006

  
Edward A. Schlatter, Reg. No. 32,297

Transmitted herewith for filing and consideration in the above-referenced application are the following items:

- (X) Notification of Error in Payment of Fees as a Small Entity in 3 pages.
- (X) An executed Declaration by Carl Bird in 4 pages.
- (X) Please charge the total fees due in the amount of \$3,955 to Deposit Account No. 11-1410.
- (X) Total pages in transmission: 8

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.

  
Edward A. Schlatter  
Registration No. 32,297  
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Please Direct All Correspondence to Customer Number 20995

## NOTIFICATION OF ERROR IN PAYMENT OF FEE(S) AS A SMALL ENTITY

Applicant : Minkow, et al.  
 App. No. : 09/878,719  
 Filed : June 11, 2001  
 For : BICYCLE SADDLE WITH CUT OUT  
 Examiner : Anthony D. Barfield  
 Art Unit : 3636

CERTIFICATE OF FAX TRANSMISSION  
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 (571) 273-8300 on the date shown below:

10/13/06  
 (Date)

  
 Edward A. Schlatter, Reg. No. 32,297

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

1. On August 16, 2001, March 27, 2002, November 12, 2002, December 4, 2002, February 4, 2003, July 7, 2003 and October 5, 2006, small entity assertions were erroneously filed in connection with the payment of the Basic Filing Fee and Missing Parts Surcharge, Response to Non-Final Rejection Extension Fee, Response to Final Rejection Extension Fee, Notice of Appeal to Final Rejection Filing Fee and Extension Fee, Filing of Brief in Support of Appeal Fee, Request for Oral Hearing Fee and Response to Non-Final Rejection Extension Fee, respectively.

2. These assertions of small entity status in this application and the payment of fee(s) as a small entity were made in good faith.

3. It has now been discovered that such status as a small entity was established in

10/17/2006 AWONDAF1 0000003E 111410 09878719

01 FC:1001		790.00 OP
02 FC:1051		130.00 OP
03 FC:1252		450.00 OP
04 FC:1253	115.00 DA	905.00 OP
05 FC:1253	1020.00 DA	
06 FC:1401	500.00 DA	
07 FC:1402	500.00 DA	
08 FC:1403	1000.00 DA	
09 FC:1253	1020.00 DA	

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4. Below is an itemization of the fees owed.

FEES ERRONEOUSLY PAID AS A SMALL ENTITY	CURRENT FEE FOR NON-SMALL ENTITY	FEE ACTUALLY PAID AS A SMALL ENTITY	DATE OF SMALL ENTITY FEE PAYMENT	DEFICIENCY OWED
Filing Fee for Utility Application (filed before December 8, 2004)	\$790	\$355	August 16, 2001	\$435
Missing Parts Surcharge	\$130	\$65	August 16, 2001	\$65
2-month Extension Fee for a Response to Non-Final Rejection	\$450	\$200	March 27, 2002	\$250
3-month Extension Fee for a Response to Final Rejection	\$1,020	\$460	November 12, 2002	\$560
Fee for Filing a Notice of Appeal to Final Rejection	\$500	\$150	December 4, 2002	\$350
3-month Extension Fee for Filing Notice of Appeal to Final Rejection	\$1,020	\$435	December 4, 2002	\$585
Fee for Filing of a Brief in Support of Appeal	\$500	\$160	February 4, 2003	\$340
Fee for a Request for Oral Hearing	\$1,000	\$140	July 7, 2003	\$860
3-month Extension Fee for a Response to Non-Final Rejection	\$1,020	\$510	October 5, 2006	\$510
<b>TOTAL DEFICIENCY PAYMENT OWED</b>				<b>\$3,955</b>

Please charge the total fees due in the amount of \$3,955 to Deposit Account No. 11-1410.

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Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

October 13, 2006

By:

[Signature]

Edward A. Schlatter  
Registration No. 32,297  
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